

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

Ct 1: Hobbs Act Robbery, 18 USC 1951 & 2
 Ct. 2: Use/Possession of Firearm in Furtherance
 of Crime of Violence

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY:

Please see attached

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Special Agent Anthony Tillet, Homeland Security Investigations

☐ person is awaiting trial in another Federal or State
 Court, give name of court

☐ this person/proceeding is transferred from another
 district per (circle one) FRCrP 20, 21 or 40. Show
 District

☐ this is a reprosecution of
 charges previously dismissed
 which were dismissed on
 motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a
 pending case involving this same
 defendant

☒ prior proceedings or appearance(s)
 before U.S. Magistrate regarding
 this defendant were recorded under

SHOW
DOCKET NO.

09-CR-1040

MAGISTRATE
CASE NO.

12-MAG-70113

Name and Office of Person
 Furnishing Information on
 THIS FORM

MELINDA HAAG

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y
 (if assigned)

W.S. Wilson Leung/Acadia L. Senese

Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

JOSEPH ORTIZ

DISTRICT COURT NUMBER

CR 12 0119

DEFENDANT

IS NOT IN CUSTODY

- 1) ☐ Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons
 was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☒ Fed'l ☐ State
- If answer to (6) is "Yes", show name of institution

Has detainer
 been filed? ☐ Yes ☐ No } If "Yes"
 give date
 filed

DATE OF
ARREST

Month/Day/Year

2/11/2012

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

☐ SUMMONS ☒ NO PROCESS*

☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons
 or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

United States v. Joseph Ortiz
Defendant Information Sheet (cont'd)

Maximum Penalties

Count One: Hobbs Act Robbery

Maximum Term of Imprisonment: 20 years

Maximum Fine: the greatest of either (a) \$250,000 or (b) twice the gross pecuniary gain or loss from the offense

Maximum Term of Supervised Release: 3 years

Mandatory \$100 special assessment

Count Two: Use/Possession of Firearm in Furtherance of Crime of Violence

Maximum Term of Imprisonment: Life

Mandatory Minimum Term of Imprisonment: 7 years, to be imposed consecutive to any other term of imprisonment

Maximum Fine: the greatest of either (a) \$250,000 or (b) twice the gross pecuniary gain or loss from the offense

Maximum Term of Supervised Release: 5 years

Mandatory \$100 special assessment

FILED

2012 FEB 23

JSW

CR 12 0119

E-filing

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
2012 FEB 23 P 2:31
RICHARD W. WICKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JSW

UNITED STATES OF AMERICA,

v.

CR 12 0119

JOSEPH ORTIZ,

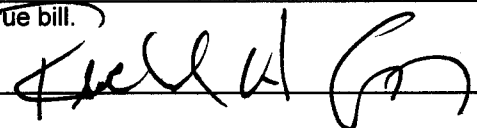
E-filing

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 1951 - Hobbs Act Robbery;
18 U.S.C. § 924(c) - Possession of Firearm in Furtherance of Crime of Violence;
18 U.S.C. § 2-Aiding and Abetting

A true bill.


Foreman

Filed in open court this 23 day of

February, 2012

Brenda Tolbert


Clerk

Maria Elena James
United States Chief Magistrate Judge

2-23-12 Bail, \$
NO PROCESS

MELINDA HAAG (CABN 132612)
United States Attorney

FILED

2012 FEB 23 P 2:31

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

v.

JOSEPH ORTIZ,

Defendant.

CR No. 12 0119

VIOLATIONS: 18 U.S.C. §§ 1951 – Hobbs
Act Robbery; 18 U.S.C. § 924(c) –
Possession of a Firearm in Furtherance of a
Crime of Violence; 18 U.S.C. § 2 – Aiding
and Abetting

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. §§ 1951 and 2 – Hobbs Act Robbery)

On or about April 5, 2010, in the Northern District of California, the
defendant,

JOSEPH ORTIZ,

and others known and unknown to the Grand Jury, unlawfully, willfully, and knowingly did
obstruct, delay, and affect commerce and the movement of articles and commodities in

INDICTMENT

commerce by robbery, as that term is defined in Title 18, United States Code, Section 1951(b)(1);

All in violation of Title 18, United States Code, Sections 1951 and 2.

COUNT TWO: (18 U.S.C. §§ 924(c) and 2 – Possession of a Firearm in Furtherance of a
Crime of Violence)

On or about April 5, 2010, in the Northern District of California, the
defendant,

JOSEPH ORTIZ,

and others known and unknown to the Grand Jury, unlawfully, willfully, and knowingly did use
and carry a firearm during and in relation to a crime of violence for which he may be prosecuted
in a court of the United States, namely, the robbery affecting commerce charged in Count One of
this Indictment, and did possess and brandish a firearm in furtherance of the offense charged in
Count One of this Indictment;


All in violation of Title 18, United States Code, Sections 924(c) and 2.


DATED: February 23, 2012

A TRUE BILL.


FOREPERSON

MELINDA HAAG
United States Attorney


MIRANDA KANE
Chief, Criminal Division

(Approved as to form: )

W.S. WILSON LEUNG
ACADIA L. SENESE
Assistant United States Attorneys

INDICTMENT